


09/914704
518 Rec'd PCT/PTO 31 AUG 2001

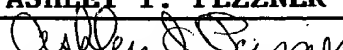
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UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))	Attorney Docket No.	1999/F-044
	First Inventor or Application Identifier	ALEXANDER DYCK ET AL
	Title	SULFONATED AROMATIC POLYMERS, MEMBRANE
	Express Mail Label No.	EJ375994391

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing)	5. <input type="checkbox"/> Microfiche Computer Program (Appendix)		
2. <input checked="" type="checkbox"/> Specification [Total Pages 23] - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure	6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies		
3. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 0]	ACCOMPANYING APPLICATION PARTS		
4. Oath or Declaration [Total Pages] a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed) I. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).	7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 8. <input type="checkbox"/> 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee) 9. <input checked="" type="checkbox"/> English Translation Document (if applicable) 10. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations 11. <input checked="" type="checkbox"/> Preliminary Amendment 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 13. <input type="checkbox"/> * Small Entity Statement(s) filed in prior application, Status still proper and desired (PTO/SB/09-12) 14. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 15. <input checked="" type="checkbox"/> Other: Form PCT/IB/306 (1) sheet 16. <input checked="" type="checkbox"/> Form PCT/IB/308 (1) sheet 17. <input checked="" type="checkbox"/> INTERNATIONAL APPLICATION -with- Search Report		
16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: _____ Prior application information: Examiner: _____ Group / Art Unit: _____ For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.			
17. CORRESPONDENCE ADDRESS			
<input type="checkbox"/> Customer Number or Bar Code Label  or <input checked="" type="checkbox"/> Correspondence address below (Insert Customer No. or Attach bar code label here)			
Name	Ashley I. Pezzner, Esquire		
Address	CONNOLLY BOVE LODGE & HUTZ LLP		
	1220 Market Street		
	P.O. Box 2207		
City	Wilmington	State	DE
Country	US	Zip Code	19899
	Telephone	(302) 888-6270	Fax (302) 656-9072

Name (Print/Type)	ASHLEY I. PEZZNER	Registration No. (Attorney/Agent)	35,646
Signature		Date	-08/31/2001-

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Atty. Docket #: 1999/F-044

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INTERNATIONAL APPL. NO.: PCT/EP00/01785 :
INTERNATIONAL FILING DATE: -03/01/2000- :
(March 01, 2000)
APPLICANT: ALEXANDER DYCK ET AL :
SERIAL NO: (To be assigned) : **ART UNIT:**
FILED: -HEREWITH- : **EXAMINER:**
FOR: "SULFONATED AROMATIC POLYMERS, :
MEMBRANE CONTAINING SAID POLYMERS AND :
A METHOD FOR PRODUCTION AND USE OF THE :
SAME"

Commissioner for Patents
Box PCT
Washington, D.C. 20231

"Express Mail" No.: EJ375994391

Date: -AUGUST 31, 2001-

I hereby certify that this paper, along with any other paper or fee referred to in this paper as being transmitted herewith, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, postage prepaid, on the date indicated above, addressed to the Commissioner for Patents, Washington, D.C. 20231.

-Carrie A. McPherson-
(Typed or printed name of mailing paper or fee)

Carrie A. McPherson
(Signature of person mailing paper)

**TRANSMITTAL OF APPLICATION PAPERS
TO U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. §371
(37 CFR 1.494 OR 1.495)**

This Transmittal Letter is based upon PTO Form 1390 (as revised in May, 1993).

The above-identified applicant(s) (jointly with their assignee) have filed an International Application under the P.C.T. and hereby submit(s) to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. §371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. §371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. §371[f]) at any time rather than delay.
4. ☒ A proper Demand for International Preliminary Examination (IPE) was made to the appropriate Authority (IPEA) within the time period required.
5. ☒ A copy of the International Application as filed (35 U.S.C. §371[c](2)) --
 - a. ☒ is transmitted herewith (required when not transmitted by International Bureau).
 - b. ☐ has been transmitted by the International Bureau. See WIPO Publication WO 00/51716.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A (verified) translation of the International Application into the English language is enclosed.
7. ☐ Amendments to the (specification and) claims of the International Application under PCT Article 19 (35 U.S.C. 371[c](3))
 - a. ☐ are transmitted herewith (required if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 - e. ☐ will be submitted with the appropriate surcharge.
8. ☐ A translation of the amendments to the claims (and/or the specification) under PCT Article 19 (35 U.S.C. §371[c](3)) is enclosed or will be submitted with the appropriate surcharge.

9. ^{Executed} ☒ An oath or declaration/power of attorney of the inventor(s) (35 U.S.C. §371[c][4]) will follow.
☐ and is attached to the translation of (or a copy of) the International Application.
☐ and is attached to the substitute specification.

10. ☐ A translation of at least the Annexes to the IPE Report under PCT Article 36 (35 U.S.C. §371[c][5]) is enclosed.

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98 is enclosed.
12. ☒ An Assignment for recording and a separate cover sheet in compliance with 37 CFR 3.28 and 3.31 will follow.
13. ☒ A FIRST preliminary amendment is enclosed.
A SECOND or SUBSEQUENT preliminary amendment is enclosed.
14. ☐ A substitute specification (including claims, abstract, drawing) is enclosed.
15. ☐ A change of power of attorney and/or address letter is enclosed.
16. ☒ Other items of information:

- ☒ This application is being filed pursuant to 37 CFR 1.494(c) or 1.495(c), and any missing parts will be filed before expiration of--

☐ 22 months from the priority date under 37 CFR 1.494(c), or

☒ 32 months from the priority date under 37 CFR 1.495(c).

- ☒ The undersigned attorney is authorized by the International applicant and by the inventors to enter the National Phase pursuant to 37 CFR 1.494(c) or 1.495(c).

The following additional information relates to the International Application:

09/914704
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International Application No. PCT/EP00/01785

1999/F-044

- ☒ Receiving Office: EPO
- ☒ IPEA (if filing under 37 CFR 1.495): EPO
- ☒ Priority Claim(s) (35 USC §§ 119, 365):
German Appln. 199 09 028.9 filed -March 02, 1999-.
- ☒ A copy of the International Search Report is
 - ☐ enclosed.
 - ☒ attached to the copy of the International Application.
- ☒ A copy of the Receiving Office Request Form is enclosed. [In German]
- ☒ Form PTO/SB/05 (1) sheet
- ☒ Form PCT/IB/306 (1) sheet
- ☒ Form PCT/IB/308 (1) sheet

The fee calculation is set forth on the next page of this Transmittal Letter.

FEE CALCULATION SHEET

☒ A check in payment of the filing fee, calculated as follows, is attached (37 CFR 1.492).

Basic Fee..... \$ 860.00

Total Number of claims in
excess of (20) times \$18.....⁸ 144.00

Number of independent claims
in excess of (3) times \$80..... -0-

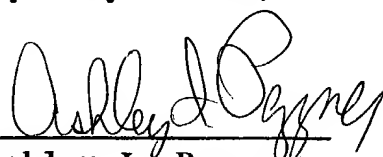
Fee for multiple dependent
claims \$270..... -0-

TOTAL FILING FEE... \$ 1,004.00.

Kindly send us the official filing receipt.

The Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Deposit Account No. 03-2775. This is a "general authorization" under 37 CFR 1.25(b), except that no automatic debit of the issue upon allowance is authorized. An additional copy of this page is attached.

Respectfully submitted,

By 

Ashley I. Pezzner
Reg. No. 35,646
CONNOLLY BOVE LODGE & HUTZ LLP
1220 Market Street
P.O. Box 2207
Wilmington, Delaware 19899
Tel. (302) 658-9141

AIP/cam (8577*38)
Enclosures
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1999/F 044 (8577*38)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

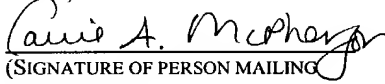
APPLICANT: ALEXANDER DYCK *ET AL.*)
)
SERIAL NO. TO BE ASSIGNED) ART UNIT: TO BE ASSIGNED
)
FILED: HEREWITH) EXAMINER: TO BE ASSIGNED
)
FOR: SULFONATED AROMATIC POLYMERS,)
MEMBRANE CONTAINING SAID)
POLYMERS AND A METHOD FOR THE)
PRODUCTION AND USE OF THE SAME)
)

Asst. Commissioner for Patents
Washington, D.C. 20231

"EXPRESS MAIL" No. EJ 375994391 US Date: AUGUST 31, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231

CARRIE A. MCPHERSON
(TYPED OR PRINTED NAME OF
PERSON MAILING PAPER OR FEE)


(SIGNATURE OF PERSON MAILING
PAPER OR FEE)

PRELIMINARY AMENDMENT

Sir:

Prior to fee calculation and examination please amend the above-identified application as follows.

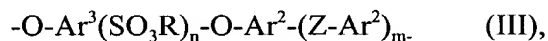
In the Claims

Please cancel claims 3-18.

Please add the following new claims.

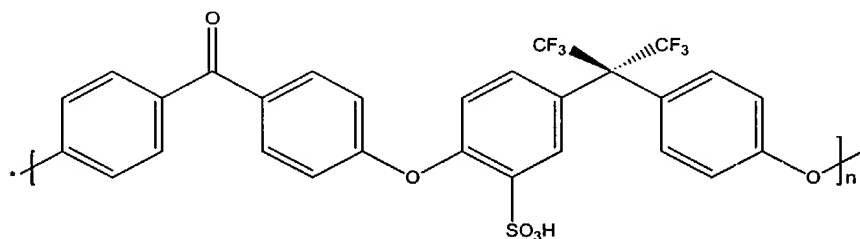
- 19. The sulfonated aromatic polymer as claimed in claim 1, wherein X is -CO-.
20. The sulfonated aromatic polymer as claimed in claim 1, wherein Ar¹ and Ar² are, independently of one another, phenylene, naphthylene or biphenylene.
21. The sulfonated aromatic polymer as claimed in claim 1, which further comprises the

repeating structural unit of the formula III



in which Ar^2 , R, m and n have the meaning defined in claim 1, Z is a $-\text{CO}-$, $-\text{O}-$, $-\text{C}_p\text{H}_{2p}-$, $-\text{C}_p\text{F}_{2p}-$, $-\text{S}-$ or $-\text{SO}_2-$ group in which p is an integer from 1 to 10, and Ar^3 is a divalent aromatic or heteroaromatic radical which is optionally substituted by one or more monovalent organic groups which are inert under the conditions of use.

22. The sulfonated aromatic polymer as claimed in claim 21, wherein the molar proportion of the repeating structural unit of the formula I is 10-50% and the molar proportion of the repeating structural unit of the formula III is 90-50%.
23. The sulfonated aromatic polymer as claimed in claim 1, which consists essentially of the repeating structural unit of the following formula:



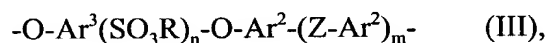
24. The sulfonated polymer as claimed in claim 1, which has an ion exchange capacity of between 0.5 and 3.0 meq ($-\text{SO}_3\text{H}$)/g of polymer.
25. A membrane comprising the sulfonated polymer as claimed in claim 1.
26. The membrane as claimed in claim 25, which has a proton conductivity in contact with

liquid water, determined by impedance spectroscopy in water at 80°C, of between 120 and 350 mS/cm.

27. The membrane as claimed in claim 25, which comprises as further polymer component a sulfonated, aminated or else underivatized aromatic polymer.
28. The membrane as claimed in claim 25, which has a thickness of between 10 and 150 μm .
29. A method for producing a membrane as claimed in claim 25, comprising the steps of:
 - (i) dissolving a sulfonated aromatic polymer comprising the repeating structural unit of the formula (I) or its salt form,

$$-\text{O}-\text{Ar}^1(\text{SO}_3\text{R})_n-\text{C}(\text{CF}_3)_2-\text{Ar}^1(\text{SO}_3\text{R})_n-\text{O}-\text{Ar}^2-(\text{X}-\text{Ar}^2)_m- \quad (\text{I}),$$
 in which Ar^1 and Ar^2 are, independently of one another, divalent aromatic or heteroaromatic radicals which are optionally substituted by one or more monovalent organic groups which are inert under the conditions of use or sulfonic acid groups, R is hydrogen, an alkali metal or alkaline earth metal ion or an ammonium ion, n is an integer from 0 to 3, m is 0, 1 or 2 and X is a $-\text{CO}-$, $-\text{O}-$, $-\text{C}_p\text{H}_{2p}-$, $-\text{C}_p\text{F}_{2p}-$ or $-\text{S}-$ group, in which p is an integer from 1 to 10,
 in an aprotic organic solvent,
 - (ii) spreading the solution on a support, and
 - (iii) evaporating the solvent to form the membrane.
30. The method for producing a membrane as claimed in claim 29, wherein the solution is DMF, DMAC, NMP or DMSO and said polymer has a concentration being between 3 and 30% by weight.

31. The method for producing a membrane as claimed in claim 29, wherein the salt forms of the polymer are employed and wherein the salt forms can be converted into the acid form by treatment with an acid after production of the membrane.
32. The method for producing a membrane as claimed in claim 29, wherein the remaining solvent or salts are removed after the membrane production by a washing medium.
33. The sulfonated aromatic polymer as claimed in claim 2, wherein Ar^1 and Ar^2 are, independently of one another, 1,3- phenylene or 1,4-phenylene.
34. The sulfonated aromatic polymer as claimed in claim 1, wherein Ar^1 and Ar^2 are, independently of one another, 1,3- phenylene or 1,4-phenylene.
35. The sulfonated aromatic polymer as claimed in claim 2, which further comprises the repeating structural unit of the formula III



in which Ar^2 is a divalent aromatic or heteroaromatic radicals which is optionally substituted by one or more monovalent organic groups which are inert under the conditions of use or sulfonic acid groups,

R is hydrogen, an alkali metal or alkaline earth metal ion or an ammonium ion,

n is an integer from 0 to 3,

m is 0, 1 or 2,

Z is a $-CO-$, $-O-$, $-C_pH_{2p}-$, $-C_pF_{2p}-$, $-S-$ or $-SO_2-$ group in which p is an integer from 1 to 10, and Ar^3 is a divalent aromatic or heteroaromatic radical which is optionally substituted by one or more monovalent organic groups which are inert under the conditions of use.

36. The sulfonated aromatic polymer as claimed in claim 35, wherein the molar proportion of the repeating structural unit of the formula I and formula II is 10-50% and the molar proportion of the repeating structural unit of the formula III is 90-50%.
37. The sulfonated polymer as claimed in claim 36, which has an ion exchange capacity of between 1.0 and 2.0 meq (-SO₃H)/g of polymer.
38. The membrane as claimed in claim 25, which comprises as further polymer a polyether sulfone, polysulfone, polybenzimidazole or polyether ketone and the membrane has a thickness of between 20 and 60 μ m.
39. The membrane as claimed in claim 31, wherein said salt forms of the polymer are NH₄, Li, Na or K salts.
40. The method as claimed in claim 32, wherein said washing medium is a 5% strength mineral acid in water.
41. A fuel cell which comprises the membrane as claimed in claim 25.
42. The fuel cell as claimed in claim 41, wherein the fuel cell is a direct methanol fuel cell.
43. A high-performance capacitor which comprises the membrane as claimed in claim 25.
44. A dialysis apparatus which comprises the membrane as claimed in claim 25. - -

REMARKS

The applicants respectfully request that the preliminary amendment be entered prior to fee calculation and examination. Support for newly added claims 19-32 can be found in the original claims 3-16 respectively. The applicants have rewritten these claims in the proper US form and

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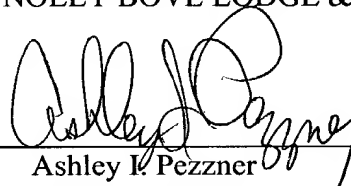
have deleted the multiple dependencies and preferable language from these claims. Support for newly added claims 33 and 34 can be found in original claim 4. Support for newly added claims 35-37 can be found in original claim 5, 6 and 8 respectively. Support for newly added claim 38 can be found in original claims 11 and 12. Support for newly added claims 39 and 40 can be found in original claims 15 and 16 respectively. Support for newly added claims 41-44 can be found in the original claims 17 and 18. Claims 1-2 and 19-44 are now in this application. A fee of \$144.00 is enclosed for the extra 8 dependent claims over 20. If there are any additional fees due in connection with the filing of this response, including any fees required for an additional extension of time under 37 CFR 1.136, such an extension is requested and the Commissioner is authorized to charge or credit any overpayment to Deposit Account No. 03-2775.

A prompt and favorable action is solicited.

Respectfully submitted,

CONNOLLY BOVE LODGE & HUTZ LLP

By



Ashley K. Pezzner
Reg. No. 35,646
Tel. (302) 888-6270

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99/F 044

1

Description

Sulfonated aromatic polymers, membrane containing said polymers and a method for production and use of the same

5

The present invention relates to sulfonated aromatic polymers which are suitable in particular for producing membranes, and to the use thereof in fuel cells, high-performance capacitors and dialysis apparatuses.

10

Fuel cells are electrochemical energy converters which are distinguished, in particular, by their high level of efficiency. Polymer electrolyte fuel cells are distinguished among the various types of fuel cells by their high power density and their low weight to power ratio.

15

Conventional fuel cells usually operate with membranes based on fluorine-containing polymers, for example with the material Nafion®.

20

For further development of fuel cell technology, especially for use thereof on a larger scale, it is necessary to reduce the production costs for the materials employed without this necessarily taking place at the expense of loss of efficiency compared with materials conventionally used. If possible, the fluorine content of the membranes should also be reduced.

25

WO-A 96/29359 and WO-A 96/29360 describe polymeric electrolytes composed of sulfonated aromatic polyether ketones and the production of membranes from these materials.

30

EP-A 0 152 161 describes polyether ketones (called "PEK" hereinafter) consisting predominantly of the -O-Ar-CO-Ar- (Ar = divalent aromatic radical) repeating unit and shaped structures produced therefrom.

Sulfonated, strictly alternating polyether ketones with the -O-Ar-CO-Ar- repeating unit are described in J. Polym. Sci.: Vol. 23, 2205-2222, 1985. The structure of the polyether ketones in this case is the result of electrophilic attack, and not nucleophilic attack as described in EP-A 0 152 161. The polymers were sulfonated by sulfur trioxide using triethylphosphate in dichloroethane. Another sulfonation method used in this reference is chlorosulfonation with chlorosulfonic acid. However, a decline in molecular weight is also observed with this method, depending on the degree of sulfonation. Amidation of the acid chloride follows. A possible area of use for such polymers is stated to be the use as ion exchanger or as desalinators. Use in fuel cells is not described. Property profiles suggesting use in fuel cells are likewise not disclosed.

The production of sulfonated polyether ketones with bisphenol A units for use in osmosis and reverse osmosis (water desalination) is described in the relevant patent literature, for example in US-A 4, 625, 000. It is to be expected that such polymers modified with sulfonic acid groups will be more hydrophobic than polyether ketones without bisphenol A units, and thus will favor the formation of water channels in a membrane. This in turn ought also to lead to high proton conductivities when the water contents of the membrane are low.

It has emerged from the attempt to sulfonate halogen-free polyether ketones with bisphenol A units using oleum, sulfuric acid or else chlorosulfonic acid at temperatures between 0 and 50°C and that degradation of these polymers takes place.

The present invention provides high-efficiency polymers whose chemical stability has been increased by incorporating chemically inert hexafluorobisphenol A units, which can be sulfonated with negligible degradation of the polymer, and which are more hydrophobic than conventional sulfonated PEEK or PEK types, and which allow membranes with improved mechanical properties to be produced.

Polyether sulfones containing hexafluorobisphenol A units are known. US-A 4, 971, 695 and Polym. Mater. Sci. Eng. (1993), 68, 167-9 describe membranes made of such polymers for use in gas separation.

- 5 The present invention relates to a sulfonated aromatic polymer comprising the repeating structural unit of the formula (I)



- 10 in which Ar^1 and Ar^2 are, independently of one another, divalent aromatic or heteroaromatic radicals which are optionally substituted by one or more monovalent organic groups which are inert under the conditions of use, R is hydrogen, an alkali metal or alkaline earth metal ion or an ammonium ion, n is an integer from 0 to 3, m is 0, 1 or 2 and X is a $-\text{CO}-$, $-\text{O}-$, $-\text{C}_p\text{H}_{2p}-$, $-\text{C}_p\text{F}_{2p}-$ or $-\text{S}-$ group, in which p is an integer from 1 to 10.

- If any of the radicals are divalent aromatic or heteroaromatic radicals, these are mononuclear or polynuclear aromatic hydrocarbon radicals or heterocyclic aromatic radicals which may be mononuclear or polynuclear. Heterocyclic aromatic radicals have, in particular, one or two oxygen, nitrogen or sulfur atoms in the aromatic radical.

- Polynuclear aromatic radicals may be fused together or connected together by C-C bonds or via bridging groups such as $-\text{O}-$, $-\text{S}-$, $-\text{CO}-$, $-\text{SO}_2-$ or $-\text{C}_o\text{H}_{2o}-$, where o is an integer from 1 to 10.

- The valency bonds in the divalent aromatic or heteroaromatic radicals may be in the para position or in a comparable coaxial or parallel position or in the meta position or in a position at a comparable angle relative to one another.

- 30 The valency bonds in the coaxial or parallel position relative to one another are oppositely directed. An example of coaxial, oppositely directed bonds are biphenyl-

4

4,4'-ene bonds. An example of parallel oppositely directed bonds are the 1,5- or 2,6-naphthylene bonds, while the 1,8-naphthylene bonds are parallel in the same direction.

Examples of preferred divalent aromatic radicals Ar^1 or Ar^2 whose valency bonds are in the para position or in a comparable coaxial or parallel position are mononuclear aromatic radicals with free valencies in the para positions relative to one another, in particular 1,4-phenylene, or binuclear fused aromatic radicals with parallel, oppositely directed bonds, in particular 1,4-, 1,5- and 2,6-naphthylene, or binuclear aromatic radicals linked by a C-C bond and having coaxial, oppositely directed bonds, in particular 4,4'-biphenylene.

The valency bonds in the meta position or in a position at a comparable angle relative to one another are arranged at an angle.

Examples of preferred divalent aromatic radicals Ar^1 or Ar^2 whose valency bonds are in the meta position or in a position at a comparable angle relative to one another are mononuclear aromatic radicals with free valencies in the meta positions relative to one another, in particular 1,3-phenylene, or binuclear fused aromatic radicals with bonds directed at an angle relative to one another, in particular 1,6- and 2,7-naphthylene, or binuclear radicals linked by a C-C bond and having bonds directed at an angle relative to one another, in particular 3,4'-biphenylene.

Particularly preferred radicals Ar^1 or Ar^2 are 1,3-phenylene or, in particular, 1,4-phenylene.

The preferred sulfonated aromatic polymers are those comprising the repeating unit of the formula I defined above, in which Ar^1 and Ar^2 are, independently of one another, phenylene, naphthylene and/or biphenylene, in particular 1,3- and/or 1,4-phenylene.

Preferred sulfonated aromatic polymers comprising the repeating unit of the

formula I defined above are those in which X is -CO-.

Preferred groups X and Y and/or Z are -CO-.

5 The aromatic radicals of the polymers of the invention can be substituted by inert groups. By this are meant substituents which have no adverse effects on the intended use.

10 Examples of such substituents are alkyl, alkoxy, aryl, amino, alcohol, ether, sulfonyl, phosphonyl, acyl, nitro, carboxylic acid or esters thereof or carboxamide groups or halogen.

Alkyl groups mean branched or, preferably, straight-chain alkyl radicals, for example alkyl with one to six carbon atoms, in particular methyl.

15 Alkoxy groups mean branched or, preferably, straight-chain alkoxy radicals, for example alkoxy radicals with one to six carbon atoms, in particular methoxy.

20 Amino groups mean radicals of the formula -NH₂, -NHR¹ or -NR¹R², in which R¹ and R² are, independently of one another, alkyl or aryl radicals, preferably methyl.

Alcohol groups mean radicals of the formula -OH.

25 Ether groups mean radicals of the formula R¹-O- in which R¹ has the meaning indicated above.

Sulfonyl groups mean radicals of the formula -SO₂R¹ in which R¹ has the meaning defined above.

30 Phosphonyl groups mean radicals of the formula -P(OR³)₃ in which the R³ radicals are, independently of one another, hydrogen, alkyl or aryl.

Acyl groups mean radicals of the formula -CO-R^3 in which R^3 has the meaning defined above.

Carboxylic acid groups mean radicals of the formula -COOH .

5

Carboxylic ester groups mean radicals of the formula -COOR^1 in which R^1 has the meaning defined above.

10

Carboxamide groups mean radicals of the formula -CONH_2 , -CONHR^1 or $\text{-CONR}^1\text{R}^2$ in which R^1 and R^2 have the meaning defined above.

If any of the radicals are halogen, examples thereof are fluorine, bromine or, in particular, chlorine.

15

Preferred polymers comprising the repeating structural unit of the formula I are those in which Ar^1 and/or Ar^2 are, besides the sulfonyl groups which are necessarily present, substituted by one to four amino, alcohol, ether, alkyl, aryl, phosphonyl, acyl, nitro, carboxylic acid, carboxylic ester and/or carboxamide groups.

20

Very particularly preferred polymers comprising the repeating structural unit of the formula I are those in which Ar^1 and/or Ar^2 have no substituents apart from the sulfonyl groups which are necessarily present.

25

A characterizing feature of the polymers of the invention is their content of sulfonyl groups. These groups may be present in free form as acid groups or in the form of salts, for example of alkali metal, alkaline earth metal or ammonium salts.

30

A characterizing feature of the degree of sulfonation of the polymers of the invention is the ion exchange capacity thereof (also called "IEC" hereinafter). This is determined for the purposes of the present invention by elemental analysis of the washed and dried polymer through determination of the ratio of carbon to sulfur (C/S quotient).

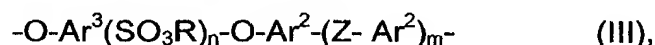
Preferred sulfonated polymers comprising the repeating structural unit of the formula I are those having an ion exchange capacity of 0.5 to 3.0 meq ((-SO₃H)/g polymer), particularly preferably an IEC of 1.0 to 2.0 meq ((-SO₃H)/g polymer).

Preferred sulfonated aromatic polymers comprise besides the repeating structural unit of the formula I defined above the repeating structural unit of the formula II



in which Ar¹, Ar², R, m and n have the meaning defined herein before, and Y is a -CO-, -O-, -C_pH_{2p}-, -C_pF_{2p}-, -S- or -SO₂- group in which p is an integer from 1 to 10.

Preferred sulfonated aromatic polymers comprise besides the repeating structural unit of the formula I and, where appropriate, of the formula II, defined above, the repeating structural unit of the formula III



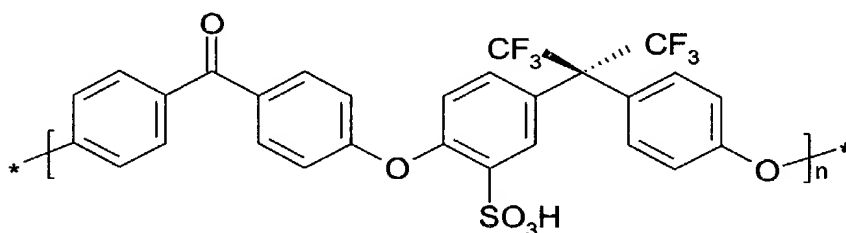
in which Ar², R, m and n have the meaning defined hereinbefore, Z is a -CO-, -O-, -C_pH_{2p}-, -C_pF_{2p}-, -S- or -SO₂- group in which p is an integer from 1 to 10, and Ar³ is a divalent aromatic or heteroaromatic radical optionally substituted by one or more monovalent organic groups which are inert under the conditions of use.

The polymers of the invention must have the repeating structural units of the formula I and may additionally have the repeating structural units of the formulae II and/or III. The ratios of the amounts of the structural units – if present – may vary.

It is preferred for the total of the molar proportion of the repeating structural unit of the formula I and, where appropriate, of the formula II in the polymers of the invention to be 10-50% and the molar proportion of the repeating structural unit of the formula III is 90-50%.

It is very particularly preferred for the molar proportion of the repeating structural unit of the formula I to be 100-10% and the molar proportion of the repeating structural unit of the formula II is 0-90%.

5 Very particularly preferred sulfonated aromatic polymers consist essentially of the repeating structural unit of the following formula



The polymers of the invention can be prepared by methods known per se.

10 Polyether ketones can be obtained by polycondensation of hexafluorobisphenol A or analogous fluorinated bisphenols and, where appropriate, with other bisphenols together with aromatic dihalo ketones. Polyethers can be obtained by polycondensation of hexafluorobisphenol A or analogous fluorinated bisphenols and, where appropriate, with other bisphenols together with aromatic dihalohydrocarbons or aromatic dihalo ethers.

20 Polysulfides can be obtained by polycondensation of hexafluorobisphenol A or analogous fluorinated bisphenols and, where appropriate, with other bisphenols together with aromatic dihalo thioethers.

25 The resulting polyether ketone, polyether or polysulfide intermediates are reacted in a subsequent stage with a suitable sulfonating agent, for example with oleum, sulfuric acid or thionyl chloride, until the desired degree of sulfonation has been reached.

The monomeric starting compounds employed, such as hexafluorobisphenol A

bisphenol A, dibromophenylene, dichlorobenzophenone, are known per se.

The polymers of the invention are particularly suitable for producing membranes with excellent use properties.

The invention also relates to membranes comprising the polymers defined above.

The membranes of the invention normally have a thickness of greater than or equal to 5 μm , preferably of more than 10 μm , particularly preferably of from 10 to 150 μm , and very particularly preferably of from 20 to 60 μm . For fuel cell applications, the thickness of the membranes is usually at least 10 μm , and for applications as dielectric in capacitors the thickness of the membranes is usually at least 5 μm .

Polymer solutions differing in viscosity are preferably used, depending on the required thickness of the membrane. Polymer solutions preferably used for membranes from 5 to 60 μm thick have a viscosity of from 500 to 2 000 mPas (measured at 80°C in a solution of the polymers in the relevant solvent). Polymer solutions preferably used for membranes from 10 to 150 μm thick have a viscosity of 1 500 to 5 000 mPas (measured at 80°C in a solution of the polymers in the relevant solvent).

The membranes produced in this way have been tested in particular in relation to their mechanical stability in the dry and in the wet state, their proton conductivity and their fuel cell performance.

It has been found that the membranes of the invention are distinguished by excellent electrical properties. These include an ion conductivity of not less than 50 mS/cm (measured in contact with liquid water at room temperature by means of 4-pole impedance spectroscopy at a phase angle $|\Theta|$ of $< 1^\circ$).

It has been found that, while the mechanical properties are excellent, the proton conductivity is in the range 120-350 mS/cm at 80°C, (measured by the technique of

4-pole impedance spectroscopy in pure water).

Particularly preferred membranes are those which, besides the polymers of the invention, have another polymer component, preferably a sulfonated, aminated or else underivatized aromatic polymer and, in particular, a polyether sulfone, polysulfone, benzimidazole or polyether ketone.

The membrane of the invention preferably has a residual solvent content of less than 0.5% by weight.

The invention also relates to a method for producing the membrane defined hereinbefore, comprising the measures of:

- (i) dissolving a polymer of the invention or its salt form, where appropriate together with other membrane-forming polymers, in an aprotic organic solvent,
- (ii) spreading the solution on a support, and
- (iii) evaporating the solvent to form the membrane.

The polymers of the invention are normally dissolved in an aprotic organic solvent, preferably in dimethylformamide (DMF), dimethylacetamide (DMAC), N-methyl-2-pyrrolidone (NMP) or dimethyl sulfoxide (DMSO); the concentration of the polymer therein is preferably between 3 and 30% by weight.

After the membrane has formed, remaining solvent or salts are removed by a suitable washing medium such as, for example, a 5% strength mineral acid in water.

The membranes of the invention can be employed wet and dry for further processing.

It has been found that membranes comprising the polymers of the invention can be used in particular for fuel cells with low or no moisture content, but also for so-called super-caps, that is to say capacitors with extremely high capacity. The membrane

It has additionally been found that membranes composed of polymers comprising the repeating structural unit of the formula I in which X is $-\text{SO}_2-$ are distinguished by a high proton conductivity and are outstandingly suitable for use in fuel cells, in particular for fuel cells with low or no moisture content, but also for so-called super-caps, that is to say capacitors with extremely high capacity. The invention also relates to the use of these polymers for these areas of application.

General

The thermal properties of the polyether ketone were found by thermogravimetric and DSC investigations. Thermal degradation was observed for the polymers only above 500°C. The investigated polymers absorbed only small amounts of solvent and showed a glass transition above 150°C. The investigated polymers were soluble in small concentrations in highly polar solvents. The mechanical properties of the membranes produced therefrom were satisfactory.

By contrast, the thermal properties of the sulfonated polyether ketone showed escape of 10% water in the thermogravimetric investigation. The sulfonic acid group was eliminated from the polymers above 240°C, and degradation of the polymer framework was observable at 500°C. In the DSC investigation, the glass transition temperature of the polymer was found to be above 200°C. The produced membranes were mechanically stable. The membranes had mechanically adequate properties at the operating temperature of the fuel cell.

The conductivity of the sulfonated polymers was investigated by 4-pole impedance spectroscopy measurement in water, with the values measured for the proton conductivity being above 190 mS/cm in the moist state at 60°C. The values are considerably higher than the conductivities which can be achieved with conventional.

commercially available polyether ether ketone (PEK type P22, supplied by Victrex, Hofheim), which are compared in table 1. The values for the conductivity were higher despite the IEC being lower. The membrane provided good outputs and high current densities on operation in a fuel cell.

Example 1: Measurement of the conductivities of membranes composed of the polymers of the invention and composed of conventional sulfonated polyether ketones

5 Table1: Results of 4-pole impedance spectroscopy measurement in water

Material:

Unfluorinated PEK,
IEC 2.13 meq/g

Fluorinated PEK
IEC 1.95 meq/g

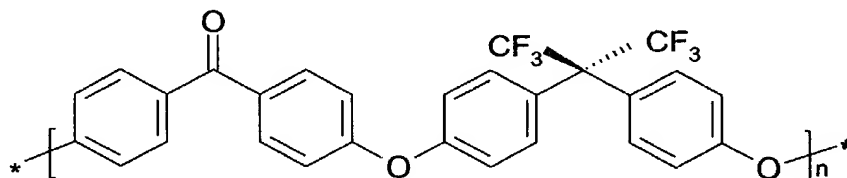
10

Temp. [°C]	Conductivity [S/cm]
22	0.115
30	0.130
40	0.149
50	0.167
60	0.187
70	0.177
80	0.164
80	0.160
70	0.148
60	0.136
50	0.124
40	0.110
30	0.096
23	0.086

Temp. [°C]	Conductivity [S/cm]
23	0.107
30	0.127
40	0.160
50	0.203
60	0.247
70	0.296
80	0.296
80	0.261
70	0.226
60	0.207
50	0.186
40	0.167
30	0.145
23	0.129

Example 2: Preparation of a sulfonated polyether ketone of the invention

2.1: Preparation of poly(4,4'-hexafluoroisopropylidenedibenzoether-1,4-phenylenecarbonyl-1,4-phenylene)



6.960 g (20.7 mmol) of 4,4'-(hexafluoroisopropylidene)diphenol and 4.510 g (20.7 mmol) of 4,4'-difluorobenzophenone were weighed out. Then 80 ml of DMAC (0.01% H₂O) were added and the mixture was stirred under argon until all the solid had dissolved with gentle heating. Under a stream of argon, 6.6 g (48 mmol) of dry potassium carbonate were added. The mixture was heated under argon to 160°C over the course of 2 h and stirred at this temperature for 60 h. After the reaction solution had cooled it was introduced, stirring vigorously, into a mixture of 2 000 ml of distilled water and 20 ml of glacial acetic acid. The precipitated polymer was filtered off with suction and washed with distilled water and then with methanol. It was then dried to constant weight at 100°C in a vacuum oven and the coarse product was then ground in an IKA type A 10 laboratory mill [yield: 10.378g].

Characterization of the polymer afforded the following data:

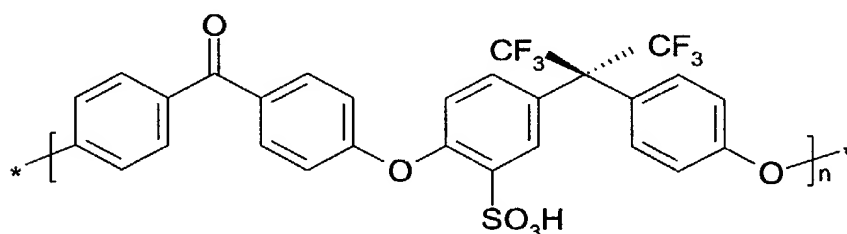
TGA: the polymer structure was stable up to 500°C.

DSC: in the DSC investigation, water bound to the polymer vaporized, even during the second heating. A glass transition took place at $T_g = 167^\circ\text{C}$, and this was also evident as crystallization on cooling.

IR ($\bar{\nu} = [\text{cm}^{-1}]$): 1658 (V, C=O, m), 1595, 1510, 1501 (V, C=C, s), 1250 (V, C-O-C, vs 1206, 1174, (V, -CF₃, s)

GPC: $M_w = 101\,800\text{ g/mol}$; $M_n = 10\,500\text{ g/mol}$, $U = 8.670$

2.2 Sulfonation of the polyether ketone prepared in example 2.1 to give poly(2-sulfo-4,4'-hexafluoroisopropylidenedibenzoether-1,4-phenylenecarbonyl-1,4-phenylene)



Sulfonation of the polyether ketone was carried out in concentrated sulfuric acid. For this purpose, 30.47 g (59.23 mmol) of polyether ketone were suspended in 600 ml of concentrated sulfuric acid at room temperature (25°C). The temperature was monitored while stirring vigorously. The reaction mixture was left at this temperature for 1 h, and then the temperature was raised to 40°C. To dissolve the polymer, the temperature was increased to 60°C. The sulfonation also started under these conditions. After a further 2 h, the PEK polymer had completely dissolved. The generated sulfonated polymer was precipitated by adding 1 000 ml of deionized water. During the polymer precipitation a size reduction was carried out with an Ultra-Turrax, resulting in the polymer as white beads. The polymer obtained after filtration with suction was washed with water. Drying at room temperature was followed by predrying at 100°C in a vacuum oven. After size reduction of the coarse product in a mill, it was washed with water until neutral. It was then dried to constant weight in a vacuum oven at 100°C. The degree of sulfonation was calculated from the ratio of the masses of sulfur and carbon from the results of the elemental analysis.

Elemental analysis of the sulfonated, fluorinated polyether ketone:

C 53.8%; H 1.7%; F 21.4%; O 18.9%; S 6.1%,

TGA: a first step at T = 90°C had a 10.6% loss in mass up to 200°C. Elimination of the sulfonic acid groups took place in two steps between 240°C to 300°C and 300°C to 500°C. The polymer structure of the sulfonated PEK remained stable up to 500°C.

DSC: a broad endothermic peak from RT to 220°C was found, with a maximum at 104°C. A thermal transition at T = 204°C was observable in the second heating.

IR ($\bar{\nu}$ = [cm⁻¹]): 1649 (V, C=O, m), 1594, 1501, 1486(V, C=C, s), 1249(V, C-O-C, vs), 1208, 1178, (V, -CF₃, s), 1094(V_{asym}, -SO₃⁻, w), 1030 (V_{sym}, -SO₃⁻, w)

Elemental analysis: C 52.8%; H 2.8%; F 17.3%; O 22.0%; S 6.4%, LOD 8.9%

¹H-NMR signals (400MHz, DMSO, in ppm): δ =7.98 (d, 1H), δ =7.83 (d, 1H),
 δ =7.78 (t, 3H), δ =7.44 (d, 1H), δ =7.36 (d, 1H),
 δ =7.31 (s, 1H), δ =7.24(dd, 2H), δ =7.07(dd, 4H)

¹³C-NMR signals (100 MHz, DMSO, in ppm): δ =193, 173, 161, 159, 157, 153, 139, 132, 130, 127, 125, 123, 121, 119, 118, 63

Example 3: Membrane production and fuel cell test

3.1 Membrane production

Proton-conducting membranes were produced from a 17% strength (w/w) NMP solution of the polyether ketone using the sulfonated polyether ketone prepared as in example 2. For this purpose, the polymer was dissolved in NMP and, after filtration, applied by a knife to a glass plate to give a thin layer with a thickness of about 0.25 mm. The film was then dried without preheating in a circulating oven at 100°C for at least 10 hours. It was detached from the glass plate after placing in deionized water. The moist, swollen film is clamped on a plate and dried in air in order to obtain a smooth homogeneous membrane.

3.2 Fuel cell test:

A membrane electrode unit was produced from the membrane by pressing with two

electrodes as described in WO 97/20358 (0.35 mg Pt/cm² side). This was installed in a stainless steel fuel cell. The electrodes were contacted with a pure nickel grid. The temperature of the cell during the measurement was 60°C, and the temperature of the humidifier was 85°C. The fuel gas used was pure hydrogen, and the oxidizing agent was air. The hydrogen side was operated in “dead-end mode” without humidification.

5

Power	Current	Current density	Voltage	Power density	Cell temp.
[W]	[A]	[mA/cm ²]	[mV]	[mW/cm ²]	[°C]
-	-	-	980	-	60
0.424	0.5	40	848	33.65	60
0.820	1	79	820	65.08	60
1.570	2	159	785	124.60	60
2.271	3	238	757	180.24	60
2.928	4	317	732	232.38	60
3.525	5	397	705	279.76	60
4.068	6	476	678	322.86	60
4.536	7	556	648	360.00	60
4.992	8	635	624	396.19	60
5.166	9	714	574	410.00	60
5.450	10	794	545	432.54	60
5.478	11	873	498	434.76	60
5.580	12	952	465	442.86	60
4.056	13	1 032	312	321.90	60
4.992	12	952	416	396.19	60
5.346	11	873	486	424.29	60
5.560	10	794	556	441.27	60
5.292	9	714	588	420.00	60
5.040	8	635	630	400.00	60
4.550	7	556	650	361.11	60
4.092	6	476	682	324.76	60
3.550	5	397	710	281.75	60
2.932	4	317	733	232.70	60
2.274	3	238	758	180.48	60
1.588	2	159	794	126.03	60
0.835	1	79	835	66.27	60
0.431	0.5	40	861	34.17	60
0.000	0	-	985	-	60

Patent claims

1. A sulfonated aromatic polymer comprising the repeating structural unit of the
 5 formula (I)



10 in which Ar^1 and Ar^2 are, independently of one another, divalent aromatic or heteroaromatic radicals which are optionally substituted by one or more monovalent organic groups which are inert under the conditions of use or sulfonic acid groups, R is hydrogen, an alkali metal or alkaline earth metal ion or an ammonium ion, n is an integer from 0 to 3, m is 0, 1 or 2 and X is a $-\text{CO}-$, $-\text{O}-$, $-\text{C}_p\text{H}_{2p}-$, $-\text{C}_p\text{F}_{2p}-$ or $-\text{S}-$ group, in which p is an integer from 1 to 10.

15 2. A sulfonated aromatic polymer as claimed in claim 1, which, besides the repeating structural unit of the formula I, comprises the repeating structural unit of the formula II

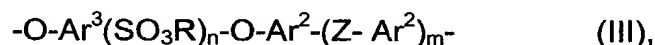


20 in which Ar^1 , Ar^2 , R, m and n have the meaning defined in claim 1, and Y is a $-\text{CO}-$, $-\text{O}-$, $-\text{C}_p\text{H}_{2p}-$, $-\text{C}_p\text{F}_{2p}-$, $-\text{S}-$ or $-\text{SO}_2-$ group in which p is an integer from 1 to 10.

25 3. A sulfonated aromatic polymer as claimed in either of claims 1 or 2, wherein X is $-\text{CO}-$.

30 4. A sulfonated aromatic polymer as claimed in either of claims 1 or 2, wherein Ar^1 and Ar^2 are, independently of one another, phenylene, naphthylene and/or biphenylene, in particular 1,3- and/or 1,4-phenylene.

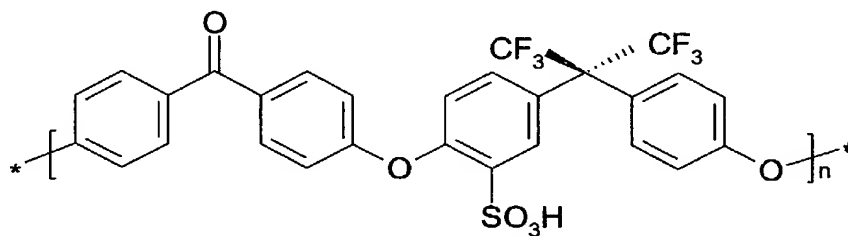
5. A sulfonated aromatic polymer as claimed in either of claims 1 or 2, which, besides the repeating structural unit of the formula I and, where appropriate, of the formula II, comprises the repeating structural unit of the formula III



in which Ar^2 , R, m and n have the meaning defined in claim 1, Z is a $-CO-$, $-O-$, $-C_pH_{2p}-$, $-C_pF_{2p}-$, $-S-$ or $-SO_2-$ group in which p is an integer from 1 to 10, and Ar^3 is a divalent aromatic or heteroaromatic radical which is optionally substituted by one or more monovalent organic groups which are inert under the conditions of use.

6. A sulfonated aromatic polymer as claimed in claim 5, wherein the molar proportion of the repeating structural unit of the formula I and, where appropriate, of the formula II is 10-50% and the molar proportion of the repeating structural unit of the formula III is 90-50%.

7. A sulfonated aromatic polymer as claimed in claim 1, which consists essentially of the repeating structural unit of the following formula:



8. A sulfonated polymer as claimed in any of claims 1 to 7, which has an ion exchange capacity of between 0.5 and 3.0 meq ($-\text{SO}_3\text{H}$)/g of polymer, preferably between 1.0 and 2.0 meq/g of polymer.

9. A membrane comprising a sulfonated polymer as claimed in any of claims 1 to 8

10. A membrane as claimed in claim 9, which has a proton conductivity in contact with liquid water, determined by impedance spectroscopy in water at 80°C , of between 120 and 350 mS/cm.

11. A membrane as claimed in claim 9, which comprises as further polymer component a sulfonated, aminated or else underivatized aromatic polymer, in particular a polyether sulfone, polysulfone, polybenzimidazole or polyether ketone.

12. A membrane as claimed in claim 9, which has a thickness of between 10 and 150 μm , preferably a thickness of between 20 and 60 μm .

13. A method for producing a membrane as claimed in claim 9, comprising the measures:

- (i) dissolving a polymer as claimed in any of claims 1 to 8 or its salt form in an aprotic organic solvent,
- (ii) spreading the solution on a support, and
- (iii) evaporating the solvent to form the membrane.

14. The method for producing a membrane as claimed in claim 13, wherein a solution in DMF, DMAc, NMP or DMSO is prepared, with the concentration of the polymer being between 3 and 30% by weight.

15. The method for producing a membrane as claimed in claim 13, wherein the salt forms of the polymer are employed, in particular the NH_4 , Li, Na or K salts, and

in which Ar¹, Ar², R, n and m have the meanings defined in claim 1, and X' is -SO₂-, in fuel cells or in high-performance capacitors.

Sulfonated aromatic polymers, membrane containing said polymers and a method for production and use of the same

A sulfonated aromatic polymer comprising the repeating structural unit of the formula I



in which Ar¹ and Ar² are, independently of one another, divalent aromatic or heteroaromatic radicals which are optionally substituted by one or more monovalent organic groups which are inert under the conditions of use, R is hydrogen, an alkali metal or alkaline earth metal ion or an ammonium ion, n is an integer from 0 to 3, m is 0, 1 or 2 and X is a -CO-, -O-, -C_pH_{2p}-, -C_pF_{2p}- or -S-group, in which p is an integer from 1 to 10, is described.

Membranes with high proton conductivities can be produced from this polymer and are preferably used in fuel cells.

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Sulfonated aromatic polymers, membrane containing said polymers and a method for production and use of the same

the specification of which

- is attached hereto
- was filed on March 1, 2000 as International Patent Application PCT/EP00/01785 and including all the amendments through the date hereof.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) for which Priority is Claimed:

Federal Republic of Germany, 19909028.9 of March 2, 1999

And I hereby appoint

20
Rudolf E. Hutz, Reg.No. 22,397; Harold Pezzner, Reg.No. 22,112; Richard M. Beck, Reg.No. 22,580; Paul E. Crawford, Reg.No. 24,397; Thomas M Meshbesh, Reg.No. 25,083; Robert G. McMorrow, Jr., Reg.No. 30,962; Patricia Smink Rogowski, Reg.No. 33,791; Ashley I. Pezzner, Reg.No. 35,646; William E. McShane, Reg. 32,707; James T. Moore, Reg. No. 35,619; Mary W. Bourke, Reg.No. 30,982; Gerard M. O'Rourke, Reg.No. 39,794; Christine M. Hansen, Reg.No. 40,634; Allan N. Kutzenco, Reg. No. 38,945; James M. Olsen, Reg.No. 40,408; Francis DiGiovanni, Reg.No. 37,310; Frank Z. Yang, Reg. No. 35,417; Eric J. Vain, Reg.No. 42,517; Daniel C. Mulveny, Reg.No. P-45,897; and Elliot C. Mendelson, Reg.No. 42,878

all of CONNOLLY AND HUTZ, P.O.Box 2207, Wilmington, Delaware 19899-2007, my attorneys with full power of substitution, to prosecute this application, and transact all business in the Patent and Trademark Office connected therewith and I hereby request that all correspondence in this application be directed to:

**CONNOLLY AND HUTZ
P.O.Box 2207
Wilmington, Delaware 19899
Telephone (302) 658-9141**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR(S) / Residence

1) Alexander Dyck, Gerstentwiete 7, 21502 Geesthacht, Germany DEX

Signature: 

Date: 04.07.01

2) Thomas Soczka-Guth, Rosenweg 6, 89601 Schelklingen, Germany DEX

Signature: 

Date: 15.09.01

The inventors are citizens of German.

Post Office Address of all Inventors:

Celanese Ventures GmbH
Intellectual Property Group
Industriepark Höchst, Geb. K801
65926 Frankfurt
Germany